

THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Eisermann, et al.

Serial No.: 10/685,745

Filed: October 15, 2003

For: Semi-Constrained and Mobile-Bearing Disc

Prosthesis

Group Art Unit: 3738

Examiner: Unknown

INFORMATION DISCLOSURE STATEMENT

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 CFR §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed modified Form PTO-1449. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists. The cited patents are listed in numerical order and are not in any order based on their pertinence.

The above-identified application was filed after June 30, 2003. Therefore, pursuant to the waiver of the requirement under 37 CFR 1.98 (a)(2)(i) as stated in a Pre-OG Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached.

This Information Disclosure Statement is being filed within three months of the United States filing date or before the mailing date of a first Office Action on the merits. No certification or fee is required (37 CFR §1.97(b)).

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account 08-1394.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,

David M. O'Dell

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3-5-03 Date: HAYNES AND BOONE, LLP 901 Main Street, Suite 3100 Dallas, Texas 75202-3789 Telephone: 972-739-8635

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R-68918.1

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450,

Alexandria, VA 22313-1450 on 3-8-04

Printed Name

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In place of			F COMMERCE		Complete it Known	
PTO-1449 PATENT OF TRADEMARK OFFICE				Complete if Known		
to N	IAR 1.1 2004			Application Number	10/685,745	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Filing Date	October 15, 2003	
				Applicant(s)	Eisermann, et al.	
(use as many sheets as necessary)			sary)	Art Unit	3738	
				Examiner Name	Unknown	
SHEET	1	OF	1	Attorney Docket Number	31132.154	

U. S. PATENT DOCUMENTS				
Examiner's	Cite	Document Number		Name of Patentee or Applicant of Cited Document
Initials		4.750.700		
	A1	4,759,766	07/26/1998	Buettner-Janz, et al.
	A2	4,997,432	03/05/1991	Keller
,	A3	5,246,458	09/21/1993	Graham
	A4	5,258,031	11/02/1993	Salib, et al.
	A5	5,314,477	05/24/1994	Marnay
	A6	5,401,269	03/28/1995	Buttner-Janz, et al.
	Α7	5,425,773	06/20/1995	Boyd, et al.
-	A8	5,507,816	04/16/1996	Billivant
	A9	5,534,029	07/09/1996	Shima
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	A12	5,674,296	10/07/1997	Bryan, et al
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	A14	5,683,394	11/04/1997	Rinner
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	A16	5,755,796	05/26/1998	Ibo, et al.
	A17	5,782,832	07/21/1998	Larsen, et al.
-	A18	5,865,846	02/02/1999	Bryan, et al.
	A19	5,888,226	03/30/1999	Rogozinski
	A20	5,895,428	04/20/1999	Berry
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	A23	6,019,792	02/01/2000	Cauthen
	A24	6,063,121	05/16/2000	Xavier, et al.

FOREIGN PATENT DOCUMENTS					
Examiner's Cite No.	Foreign Patent Document (Country Code – Number – Kind)	Publication Date	Patentee or Applicant of Cited Translation Document Y/N		
B1	EP 0 560 140 A1	02/25/1993	Waldemar Link GmbH & Co.		
B2	EP 0 560 141 A1	02/25/1993	Waldemar Link GmbH & Co.		
B3	EP 0 747 025 A1	06/06/1995	Smith & Nephew Richards, Inc.		
B4	EP 0 820 740 A1	06/06/1997	Bryan, et al.		
B5	WO 99/00074	01/07/1999	Bridport-Gundry PLC		
B6	WO 99/05995	02/11/1999	Gordon, Maya, Robets & Thomas Number 1 LLC		
B7	WO 99/53871	10/28/1999	Cauthen Research Group, Inc.		
B8	WO 00/42954	07/27/2000	Osteotech, Inc.		

OTHER PRIOR ART				
Examiner's Cite	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item, date, page(s), volume- issue number(s), publisher, city/country where published			

Examiner		Date	
Signature		Considered	i
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.